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**ROBB EVANS & ASSOCIATES LLC**

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

IVY CAPITAL, INC., etc., et al.,

Defendants, and

CHERRYTREE HOLDINGS, LLC,  
etc., et al.

Relief Defendants.

CASE NO. 2:11-cv-00283-JCM-GWF

**ORDER  
GRANTING MOTION FOR  
ORDER (1) APPROVING AND  
AUTHORIZING PAYMENT OF  
RECEIVER'S AND  
PROFESSIONALS' FEES AND  
EXPENSES FROM INCEPTION  
OF RECEIVERSHIP THROUGH  
MARCH 31, 2011; (2)  
AUTHORIZING RECEIVER TO  
LIQUIDATE UBS STOCK  
ACCOUNT; AND (3) GRANTING  
RELIEF FROM LOCAL RULE 66-  
5 PERTAINING TO NOTICE TO  
CREDITORS**

The matter of the Motion for Order (1) Approving and Authorizing Payment of Receiver's and Professionals' Fees and Expenses from Inception of Receivership Through March 31, 2011; (2) Authorizing Receiver to Liquidate UBS Stock Account; and (3) Granting Relief from Local Rule 66-5 Pertaining to Notice to

1 Creditors (“Motion”) filed by Robb Evans & Associates LLC (“Receiver”) as  
2 Receiver of Ivy Capital, Inc. and other related and affiliated entities pursuant to the  
3 Preliminary Injunction issued March 25, 2011 came on regularly before the Court,  
4 the Honorable James C. Mahan, United States District Judge presiding. The Court  
5 having reviewed and considered the Motion and all pleadings and papers filed in  
6 support thereof, and responses or opposition, if any, to the Motion, and good cause  
7 appearing therefor,

8 IT IS ORDERED that:

- 9 1. The Motion and all relief sought therein is granted in its entirety; and  
10 2. Without limiting the generality of the foregoing:

11 A. Receivership fees and expenses incurred for the period from the  
12 inception of the receivership through March 31, 2011 (“Expense Period”),  
13 including the fees of the Receiver, the Receiver’s deputies, agents, staff and  
14 professionals, and reimbursement of costs incurred during the Expense Period and  
15 the Receiver’s legal fees and expenses incurred to the Receiver’s lead counsel  
16 McKenna Long & Aldridge LLP and the Receiver’s local counsel in Nevada,  
17 Kolesar & Leatham, Chtd., as more fully set forth in the Motion and supporting  
18 papers are approved and authorized to be paid from receivership assets;

19 B. The Receiver is authorized to liquidate the assets in UBS Financial  
20 Services Inc. account number ending 020 GV held in the name of Receivership  
21 Defendant Ivy Capital, Inc.; and

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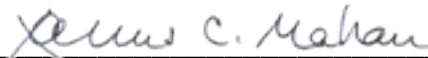
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1 C. Notice of the Motion is deemed sufficient under Local Civil Rule 66-5  
2 based on the service of the notice of the filing of the Motion and the Motion on all  
3 parties and service of the notice of the filing of the Motion on all known non-  
4 consumer creditors of the estate.  
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6 Dated: August 17, 2011

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8 JAMES C. MAHAN  
9 United States District Judge  
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CERTIFICATE OF SERVICE

I am a citizen of the United States and employed in Los Angeles County, California. I am over the age of eighteen years and not a party to the within-entitled action. My business address is 300 South Grand Avenue, 14<sup>th</sup> Floor, Los Angeles, CA 90071.

On June 21, 2011, I served the **[PROPOSED] ORDER GRANTING MOTION FOR ORDER (1) APPROVING AND AUTHORIZING PAYMENT OF RECEIVER'S AND PROFESSIONALS' FEES AND EXPENSES FROM INCEPTION OF RECEIVERSHIP THROUGH MARCH 31, 2011; (2) AUTHORIZING RECEIVER TO LIQUIDATE UBS STOCK ACCOUNT; AND (3) GRANTING RELIEF FROM LOCAL RULE 66-5 PERTAINING TO NOTICE TO CREDITORS** upon the parties and/or counsel listed and by the methods indicated on the attached Service List.

I declare upon the penalty of perjury that the foregoing is true and correct, and that I am employed in the office of a member of the bar of this Court at whose direction the service was made. Executed on June 21, 2011 at Los Angeles, California.

/s/ Pamela A. Coates  
Pamela A. Coates

## SERVICE LIST

The following CM/ECF participants were served by electronic means on June 21, 2011:

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